



622545

U.S. DISTRICT COURT, SOUTHERN DIST.
NEW YORK

INDEX NO: 4415/08
FILE DATE: 5/1/2008

ATTY: SCOTT A. LUCAS
60 EAST 42ND STREET
SUITE 1001
NEW YORK, NY 10165

EPS No: 597015

Attorney File No:

Batch No: 0

STATE OF NEW YORK: COUNTY OF NEW YORK

YOU YOU XIA, PETER CLASEN, ET AL

Plaintiff(s)

- against -

BYO CO. (USA), LTD. D/B/A EN & REIKA YO

Defendant(s)

STATE OF NEW YORK, COUNTY OF QUEENS: SS:

YOLER JEAN BAPTISTE BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION AND IS OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

That on 6/20/2008 at 3:40PM at 435 HUDSON STREET, NEW YORK, NY 10014, deponent served the within SUMMONS & COMPLAINT IN A CIVIL ACTION on BYO CO. (USA), LTD. D/B/A EN. At time of service the index number and date of filing were on the SUMMONS & COMPLAINT IN A CIVIL ACTION

CORPORATION

By delivering to and leaving with BYO CO. (USA), LTD. D/B/A EN and that the deponent knew the person so served to be the GENERAL AGENT, "JANE DOE", AUTHORIZED TO ACCEPT ON BEHALF of the corporation.

A DESCRIPTION OF THE DEFENDANT OR OTHER PERSON SERVED ON BEHALF OF THE DEFENDANT IS AS FOLLOWS:

Approximate age: **30**
Color of skin: **WHITE**

Approximate weight: **130**
Color of hair: **BLACK**

Approximate height: **5'6"**
Sex: **F**

WY 11393

Sworn to before me on 6/21/2008

LUIS A. CRESPO
Commissioner of Deeds
City of New York No. 4-4920
Certificate Filed in Queens County
Commission Expires Aug. 1, 2009

KEVIN T. MACTIERNAN
NOTARY PUBLIC-STATE OF NEW YORK
No. 01MA6108632
Qualified in Nassau County
Commission Expires 4/19/2008

ARTAK RAEVSKY
NOTARY PUBLIC-STATE OF NEW YORK
No. 01RA6123189
Qualified in Queens County
Commission Expires 2/28/2009

LORRE A. DUNNE
NOTARY PUBLIC-STATE OF NEW YORK
No. 01DU8016358
Qualified in Queens County
Commission Expires 11/16/2010

Elite Process Servers, Inc. * 88-08 Little Neck Parkway, Floral Park, NY 11001

COURT: U.S. DISTRICT COURT, SOUTHERN DIST.
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YOU YOU XIA, PETER CLASEN, ET AL

Plaintiff(s)

- against -

BYO CO. (USA), LTD. D/B/A EN & REIKA YO

Defendant(s)

X

AFFIDAVIT OF SERVICE

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NEW YORK, NY 10165
212-573-6906
212-286-9516

Elite Process Servers, Inc. * 88-08 Little Neck Parkway, Floral Park, NY 11001